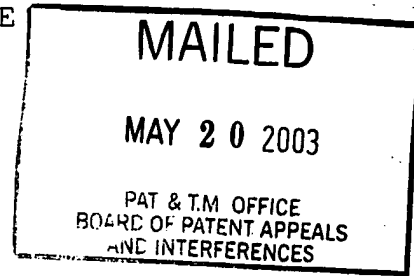


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte DONALD C. JOHNSON and JEFFREY SPILFOGEL

Application No. 09/780,320

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on April 25, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On August 13, 2001, appellants filed an amendment (Paper No. 5). On October 24, 2001, the examiner has indicated in an advisory action (Paper No. 8) that the amendment filed August 13, 2001, would be entered. A review of the file reveals that the amendment was not physically entered. Appropriate correction is required.

Application No. 09/780,320

Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) physical entry of the amendment (Paper No. 5) filed August 13, 2001; and 2) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: _____

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